

Message Text

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PAGE 01 STOCKH 03579 261509Z
ACTION L-03

INFO OCT-01 EUR-12 ISO-00 SCA-01 JUSE-00 SS-15 SSO-00
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FM AMEMBASSY STOCKHOLM

TO SECSTATE WASHDC IMMEDIATE 1467

INFO AMCONSUL GOTEBOG POUCH

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E.O. 11652: N/A

TAGS: CPRS, SW

SUBJECT: EXTRADITION: FRANKLYN PEROFF

REF: (A) STATE 171460, (B) STOCKHOLM 3280

1. EMBASSY RECEIVED ON AUGUST 26 A NOTE FROM MFA RESPONDING TO THE EMBASSY'S NOTE OF JULY 25, WHICH HAD POSED QUESTIONS REGARDING THE PHYSICAL SAFETY IN A SWEDISH PRISON OF FRANKLYN PEROFF SHOULD HE BE EXTRADITED TO SWEDEN.

2. SUBSTANTIVE SECTIONS OF THE NOTE FOLLOW:

"AFTER BEING TRANSFERRED TO SWEDEN, MR. PEROFF WILL IMMEDIATELY BE TAKEN INTO CUSTODY. HE WILL THERE BE KEPT ALONE IN A CELL AND WILL NOT RECEIVE ANY VISITORS EXCEPT WITH HIS OWN CONSENT. IT IS THE TASK OF THE DIRECTOR OF THE HOUSE DETENTION TO ENSURE PEROFF'S PERSONAL SAFETY DURING HIS DETENTION.

"IF PEROFF SHOULD BE SENTENCED TO A TERM OF IMPRISONMENT, HE WILL HAVE TO SERVE HIS SENTENCE IN A PRISON. THE MANAGEMENT OF SWEDISH PRISONS IS GOVERNED BY THE 1974 ACT ON CORRECTIONAL CARE IN PENAL INSTITUTIONS. SECTION 18 OF THAT ACT ALLOWS A PRISONER, AT HIS OWN REQUEST, TO WORK IN SECLUSION IF HE CAN GIVE VALID REASONS FOR THIS.

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A PRISONER IS ENTITLED TO SUCH SOLITARY CONFINEMENT IF HE IS THREATENED BY HIS FELLOW PRISONERS. FURTHERMORE, SECTION 20 PROVIDES, INTER ALIA, THAT A PRISONER MAY BE SEPARATED FROM OTHER DETAINEES WHERE THIS IS NECESSARY TO PROTECT HIS PERSONAL SAFETY. THE PRISONER'S OWN OPINION AS TO THE NECESSITY OF SOLITARY CONFINEMENT IS OF SECONDARY IMPORTANCE WHEN TAKING A DECISION OF THIS

KIND.

"SINCE THE ISOLATION OF A PRISONER MAY JEOPARDIZE
HIS HEALTH THE ABOVE-MENTIONED ACT PRESCRIBES THAT A
PHYSICIAN MUST GIVE HIS OPINION ON THE REQUEST FOR SOLITARY
CONFINEMENT AND THAT A DECISION TO THIS EFFECT HAS TO BE
REVIEWED BY THE BOARD OF THE INSTITUTION AT LEAST ONCE
EVERY MONTH.

"FINALLY, SECTION 17 OF THE ACT PROVIDES THAT A
PRISONER MAY SPEND HIS LEISURE TIME ISOLATED FROM OTHER
PRISONERS."
PERRY

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